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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kazmer et al.  
Serial No. : 09/578,108  
Filed : May 24, 2000  
Title : PERFORMANCE-BASED REPRESENTATION FOR SUPPORT OF MULTIPLE DECISIONS

Art Unit : 2762  
Examiner : Javid A. Amini

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

ASSERTION OF SMALL ENTITY STATUS (Rule 1.27(c))


In response to the communication from the Board of Patent Appeals drawing attention to Applicant's payment of small entity fees, Applicant hereby asserts entitlement to small-entity status for this application.

As of the filing date of this application, there existed an obligation to assign the invention to a large entity. For this reason, the application was filed claiming large entity status. However, this obligation to assign no longer existed as of the time the notice of appeal was filed. Hence, at the time the notice of appeal was filed, and at all times thereafter, this application has been entitled to small-entity status.

No additional fees are believed to be due in connection with the filing of this assertion of small entity status. However, to the extent fees are due, or if a refund is forthcoming, please adjust our deposit account 06-1050, referencing attorney docket "07880-082001."

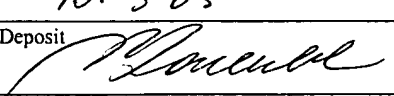
Respectfully submitted,

Date: Oct. 3 2005

  
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CERTIFICATE OF MAILING BY FIRST CLASS MAIL  
I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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